

EXHIBIT 4

1 MAURA DEL BENE

2 that you do not understand?

3 A. No.

4 Q. Okay. You're employed?

5 A. Yes, I am.

6 Q. By whom are you employed?

7 A. Lawrence Hospital Center.

8 Q. In what capacity?

9 A. I'm the nurse practitioner to the
10 palliative care service.

11 Q. When did you commence employment at
12 Lawrence?

13 A. May of '06.

14 Q. And apart from your being the nurse
15 practitioner at the palliative care service, do you
16 have any duties and responsibilities at Lawrence?

17 A. Could you ask that again?

18 Q. Apart from your duties at this service,
19 do you have any other duties?

20 A. No, that is my prime responsibility to
21 the hospital.

22 Q. Is that a full-time position?

23 A. Yes, it is.

24 Q. Are there any other employees that are
25 assigned to palliative care service?

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2 that she was a senior social worker in her
3 experience.

4 Q. What was her experience, to your
5 knowledge?

6 A. I believe that she had worked at
7 Phelps, and I knew that she had worked at Lawrence
8 Hospital once before.

9 Q. And how did you know that?

10 A. I think from discussions with her.

11 Q. Did you have an understanding that she
12 had an interest in participating in the palliative
13 care service?

14 A. Yes.

15 Q. And who advised you of that interest?

16 A. That was -- came up in conversation
17 between Carole and I.

18 Q. What, in words or substance, did she
19 say to you and what, if anything, did you say to
20 her?

21 A. Can you repeat that again?

22 Q. What did she say to you in terms of
23 that interest?

24 A. I think we had discussions that she
25 had, you know, wanted and had an interest in being

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2 part of the palliative care service. She had been
3 told, I think by the prior social worker, Denise
4 Galloway, that she was, you know, the person to
5 fulfill that role. We had talked extensively about
6 things that she could do to be more involved in the
7 service. It wasn't my responsibility to name the
8 social worker; that was an administrative
9 decision -- but -- between department heads.

10 But I know we extensively talked about
11 the things that Carole could do to participate and
12 be active in the palliative care service during its
13 early inception and formation. And that was the
14 conversations and through e-mail.

15 Q. And what, if anything, was done in that
16 connection, to your knowledge?

17 MR. KEIL: Objection as to
18 the form.

19 Q. -- for her to actively participate in
20 the palliative care service?

21 A. Are you asking how she -- what things
22 Carole did to be more active in the palliative care
23 service?

24 Q. What did you request and what, if
25 anything, did she do?

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2 A. I think we had talked about policy
3 development for bereavement. We had talked about
4 enrollment in social work, networking for palliative
5 care that Beth Israel had. There were other
6 associations and informational websites that I had
7 encouraged her to look at. And a form for -- I
8 don't know if it was with both of them or maybe just
9 Nicole and/or Carole, I'm not sure -- but talking
10 about a social worker evaluation form to formalize
11 the social worker, you know, role on the
12 interdisciplinary team, those kind of things.

13 Q. Was there any guidelines as to, you
14 know, when things would be -- would have to be
15 formed by? In other words -- I will withdraw the
16 question. Were -- was there any understanding as to
17 when the palliative care service would be up and
18 running?

19 A. Well, it was up and running. I mean,
20 we had a start-up time of a few weeks to get me
21 acclimated to Lawrence Hospital. But the service
22 started very quickly thereafter with consultations,
23 educational forums for nurses, and quickly
24 in-service the, you know, different departments in
25 the hospital, as well as started patient

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2 Q. which hospital was this?

3 A. Oh, I don't remember the name of the
4 hospital, unfortunately.

5 Q. Okay.

6 A. It will come to me. I just --

7 Q. who went to Columbus, Ohio for this
8 training?

9 A. RoseAnn O'Hare, Dr. Page, Susan
10 Shepp -- she is our finance person -- myself and
11 Nicole Serra.

12 Q. Did there come a time that there were
13 any communications concerning the appointment of a
14 social worker for the palliative care service while
15 Ms. Newmark was employed there?

16 MR. KEIL: Objection as to
17 the form. Can you just read it back?

18 Q. - Withdrawn. Did there come a time that
19 there were any communications by your -- that were
20 held, in your presence, concerning appointing a
21 social worker to the palliative care service?

22 A. Yes.

23 Q. Okay. With whom?

24 A. I had those discussions with Cathy
25 Magone at her request, RoseAnn O'Hare, and I think,

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2 generally, with Carole.

3 Q. On how many occasions, if you recall,
4 did you engage in communications with Ms. Magone
5 concerning appointing the social worker to the
6 service?

7 A. To the best of my recollection, once or
8 twice. Formally discussed, yeah.

9 Q. By the way, it's whether it's formally
10 or not; it doesn't have to be a formal
11 communication.

12 A. Once or twice, to the best of my
13 knowledge.

14 Q. Okay. And with RoseAnn O'Hare?

15 A. Again, once or twice.

16 Q. With Ms. Newmark?

17 A. I think we had multiple discussions
18 about her interest, and the things that she could do
19 to be a part of the palliative care service before
20 the identification of the social worker. So I can't
21 count how many.

22 Q. Did you ever communicate with Cathy
23 Magone and RoseAnn O'Hare at a meeting with all
24 three of you concerning --

25 A. No, they were separate.

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2 concerning your opinion as to who should be
3 appointed to social -- as a social worker to the
4 palliative care unit?

5 A. In my first consultation, no, because I
6 was -- it was shortly after being hired.

7 Q. Okay. And then you indicated that you
8 spoke to Ms. O'Hare another time --

9 A. Uh-huh.

10 Q. -- closer to the trip to Ohio?

11 A. Yes.

12 Q. Is that right?

13 A. Yes.

14 Q. And at which point was -- withdrawn.
15 What did you and she communicate about?

16 A. She asked me what, at this point --
17 based on experience and interactions -- between the
18 two social workers, which person I thought was a
19 better candidate.

20 Q. And what, if anything, did you say?

21 A. I shared with her my experiences in
22 conversations and e-mail with Carole and Nicole, and
23 that I felt that Nicole was a better candidate
24 because of her enthusiasm and response to her
25 interactions.

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2 Q. Did she say anything -- withdrawn. Did
3 you say anything else to you?

4 MR. KEIL: Objection as to
5 the form.

6 MS. NICAJ: Withdrawn.

7 Q. Did she say anything else to her?

8 A. Related to that issue?

9 Q. Related to that issue.

10 A. Other than it was something that she--
11 and Cathy Magone were going to have to confer on,
12 no, nothing specific that I can recall.

13 Q. Did you communicate, prior to this
14 communication with Ms. O'Hare, with Ms. Newmark
15 about your concerns?

16 A. Can you ask that again?

17 Q. Did you communicate with Ms. Newmark,
18 prior to this interaction with Ms. O'Hare, about
19 your concerns as to who would be a better candidate?

20 A. No, I don't think it ever came up in
21 direct discussion with Carole. And I think she had
22 stated that she felt she was the incumbent, as well
23 as her interest, but there was never a direct
24 discussion that I recall between Carole and I
25 regarding that.

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2 how -- that she -- that, I know I had made
3 recommendations to Carole about doing certain things
4 to formalize, you know, social roles within the
5 institution to help lay the groundwork for better
6 evolving and definition of their role -- a social
7 worker's role -- in the palliative care service.
8 But I don't recall her sharing with me or Cathy
9 Magone, I don't remember that part coming up --

10 Q. Did she ever --

11 A. -- any specifics.

12 Q. Did she ever -- did Carole Newmark
13 advise you, in words or substance, that she had
14 spoken to Cathy Magone about the fact that she would
15 eventually be appointed as a social worker to the
16 palliative care unit?

17 A. I don't recall a specific conversation
18 about that.

19 Q. Do you recall the substance of any such
20 communications about that?

21 A. I recall Carole speaking with me, but I
22 don't recall her reporting that she had had a
23 conversation with Cathy Magone about her interest.
24 I just remember her talking directly about --
25 Carole -- about her interest.

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2 Q. You indicated that there were -- one of
3 the reasons that you were recommending Nicole --
4 withdrawn. Whose ultimate decision was it to
5 appoint Nicole Serra to the palliative care?

6 A. Cathy Magone.

7 Q. Okay. And you indicated that you
8 recommended Ms. Serra because of what?

9 A. Because of her response to different
10 discussions regarding this service, recommendations
11 for investigating resources, making referrals to the
12 service she had made, and interacted with several of
13 the patients that I had seen for the service, which
14 was not the situation with Carole.

15 We had very few referrals and shared
16 cases together. Nicole and I had had an experience
17 base of working on patient cases together from the
18 service perspective. And her enthusiasm with the
19 program, and her positivism. This is a new program
20 that needed to be represented well; she was very
21 positive.

22 Q. And what did you find with respect to
23 Ms. Newmark about the program?

24 MR. KEIL: Objection to the
25 form.

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Q. withdrawn. She wanted also to be involved in the program; is that correct?

A. You're saying "she"; Carole?

Q. Carole Newmark?

A. Yes. She wanted to be involved in the program.

Q. And did you take that as a positive aspect of --

A. Absolutely.

Q. You indicated that you also communicated with Cathy Magone once or twice concerning the appointment of the social worker --

A. Yes.

Q. -- to the palliative care service?

A. Yes.

Q. When was the first occasion?

A. I think it was close to the September --

Q. September -- close to the September --

A. September time frame.

Q. okay. And when was the second occasion?

A. Probably shortly thereafter.

Q. what do you mean "shortly thereafter"?

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2 A. Probably within a week of each other,
3 the communications.

4 Q. Okay. What was your first
5 communication with Ms. Magone?

6 A. To the best of my recollection, she
7 asked me if -- she wanted to identify that she was
8 in the process of making this decision. She wanted
9 some input as to my experience thus far with the
10 social workers. She identified that she had -- she
11 was leaning in a direction because of the
12 distribution of projects and efforts from her
13 departmental perspective. Carole was given a mental
14 health disaster -- I think that's what it was
15 called -- project that she felt was not being
16 attended to. And that adding another piece to that
17 was going to not allow her to fulfill that
18 obligation.

19 She asked me what my thoughts were. I
20 told her what RoseAnn O'Hare and I had discussed, as
21 my direct supervisor, and my experiences thus far
22 with -- although Carole stated her interest, she did
23 not respond to many of the e-mail requests or
24 project, you know, offerings.

25 Q. Who did she identify as the person she

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2 was leaning toward?

3 A. I think, at that point, I inferred that
4 she was leaning toward Nicole, because of the mental
5 health project that Carole was assigned to and she
6 felt needed to be attended to.

7 Q. Anything else?

8 A. Not that I can recall.

9 Q. Did she advise -- did Miss Magone
10 advise you, in words or substance, what Ms.
11 Newmark's performance was -- what the level of her
12 performance was?

13 A. May I ask a question? Do you mean
14 generally what her performance was?

15 Q. Generally?

16 A. No, I think she only spoke in relation
17 to her obligation to the mental health disaster plan
18 and lack thereof. And she felt that would be --
19 that was the only inference that she wasn't
20 participating and following up on that assigned
21 project. And therefore, it would be best for her
22 not to have a second project possibly. In addition,
23 to her feeling that Nicole was a better candidate
24 because of some of the input that I had offered
25 through RoseAnn.

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2 Q. When was your second communication --
3 withdrawn. Was there anything else said by you or
4 her during this first communication with her?

5 A. No, not that I can recall.

6 Q. When was the second communication?

7 A. Probably within a couple days or a
8 week.

9 Q. Where were you and where was she?

10 A. To the best of my recollection, we were
11 on the sixth floor in her office, her old office.

12 Q. Was this a prearranged meeting?

13 A. No, spontaneous, actually.

14 Q. What, in words or substance, did she
15 say?

16 A. Excuse me?

17 Q. What, in words or substance, did she
18 say?

19 A. What, in words of substance, I'm sorry?

20 Q. -- words or substance did she say?

21 A. In asking me for the meeting or --

22 Q. No.

23 A. -- just in general?

24 Q. At the meeting.

25 A. She said that she was -- under -- she

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2 was in the process of considering which social
3 worker would be appropriate to assign to the
4 palliative care service. She shared that she was
5 leaning toward Nicole because of the mental health
6 disaster project outstanding for Carole. She too
7 agreed that Nicole was more positive in her efforts.
8 Carole did not show enthusiasm in participation from
9 a disciplinary perspective thus far in the service.
10 And that her general -- that, generally, it may not
11 be in the best interest of the service to not have a
12 positive participating individual.

13 Q. This is what she said?

14 A. That was the essence of our discussion.

15 Q. What did she say? I'm concerned at
16 this junction what she said, not what the essence of
17 it -- of both of your collective statements, because
18 I'm going to get to what you said during these
19 meetings. I'm interested in what she said.

20 A. Well, it was an exchange of
21 conversations in which she shared with me the mental
22 health disaster project. She shared with me that
23 she was leaning toward Nicole. She agreed with some
24 points that I had made through RoseAnn O'Hare about
25 positivism participation, but I don't recall

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2 verbatim what she said.

3 Q. What, in words or substance, did she
4 say?

5 A. I just shared that with you.

6 Q. What did you say?

7 A. What did I say?

8 Q. Yes.

9 A. I said that ultimately it was an
10 unfortunate situation. I said it was a decision
11 that she and RoseAnn were in the position to make.
12 I contributed my input in terms of what I felt thus
13 far, different attributes that would be of benefit
14 to the service. I offered the different attributes
15 that I felt would be of benefit to the service.
16 Would you like me to share those?

17 Q. Of course.

18 A. I felt that Nicole was more engaging,
19 enthusiastic and positive, in both her patient care
20 referrals, her verbal communications and e-mail
21 communications. Whereas Carole was generally
22 negative, less responsive and not interactive
23 regarding patient care activities.

24 Q. Anything else?

25 A. No, I don't think so.

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2 Q. Did you ever share what you observed
3 about Ms. Newmark with Ms. Newmark?

4 A. Directly, no. I don't think she ever
5 asked me, nor did I offer that.

6 Q. Okay. Did there come a time you
7 learned that Ms. Newmark had expressed concern that
8 Ms. Magone made age-related comments in connection
9 with Nicole Serra's appointment to the palliative
10 care service?

11 A. I don't know if it was in relation to
12 the palliative care service. I know there was a
13 concern about a general ageism statement from
14 Carole.

15 Q. How did you learn of that?

16 A. I think it was either through --
17 through Carole or Nicole. I think Cathy had said
18 something to the relation of she is younger, but I
19 don't -- I mean that was the best that I can recall.

20 Q. Did you ever recall communicating with
21 Ms. Magone about any meetings she had with either
22 Carole Newmark or Human Resources in which Ms.
23 Newmark made a complaint about her?

24 A. I knew that -- yes, I knew that Carole
25 had made a complaint. I think that was from Carole,

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2 maybe one day in rounds or something in the ICU, I
3 think Carole made a mention that she was making a
4 complaint.

5 Q. What, if anything, did you ever
6 communicate with Ms. Magone about the fact that Ms.
7 Newmark had complained about her?

8 A. I don't think I ever communicated with
9 Ms. Magone about that directly, no.

10 Q. Did you ever communicate with her
11 indirectly about it?

12 A. I think we're all aware that -- of
13 what's going on now. So there is a general, you
14 know, understanding of that. And -- but in terms of
15 specific conversations at the time, I can't recall
16 what communications Cathy Magone --

17 Q. Now, you indicated that Ms. Newmark was
18 generally negative. What do you mean by that?

19 A. She wasn't happy in her position. She
20 made that very clear verbally and non-verbally.

21 Q. What did she say?

22 A. I can't remember her exact words, but
23 she was very verbal in her discontent with case
24 management leadership, the department structure,
25 utilization of social work or lack thereof,

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2 appropriate utilization of social work. And just
3 her double of expressed -- I mean, she was very free
4 in her frustration with all of those things.

5 Q. So she expressed her concerns about
6 these areas to you?

7 A. Directly to me and generally in public,
8 in rounds, and different things.

9 Q. You were present when she generally
10 expressed her communications -- her concerns about
11 this?

12 A. Yeah, there are times when she would,
13 you know, breathe heavily and sigh, make gestures,
14 you know, she was very emphatic in her gum-chewing
15 when she was upset, things like that.

16 Q. She was emphatic in her gum-chewing?

17 A. Uh-huh.

18 Q. Is that a yes?

19 A. Yes.

20 Q. Where would she be emphatic with her
21 gum-chewing?

22 A. In rounds, interdisciplinary rounds.

23 Q. And you were present when she was
24 emphatic in her gum-chewing in interdisciplinary
25 rounds?

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2 A. Yes.

3 Q. Now, so she participated in palliative
4 care service?

5 A. No, the interdisciplinary rounds are a
6 hospital-wide experience that happens on each unit
7 where different people come; social work, physical
8 therapy, nursing. These are rounds that happen in
9 the ICU and in the different nursing units.

10 Q. So when she expressed her concern about
11 the case management model, what did she say with
12 respect to the issue?

13 A. She would be very verbal about her
14 discontent with Cathy Magone's leadership, with the
15 infrastructure case management, with the role or
16 lack thereof definition of social work within the
17 case management system. That there was not an
18 understanding of how social workers performed their
19 duties, and that there was a level of -- I don't
20 want to say disorganization -- but a level of
21 discontent with -- with she and Nicole's role within
22 case management.

23 Q. Did Nicole Serra ever express those
24 same concerns to you?

25 A. I think Nicole had concerns about the

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2 social work.

3 Q. Did she express those concerns to you;
4 yes or no?

5 A. She expressed similar concerns, yes.

6 Q. Okay. Did you ever express any
7 concerns to Ms. Newmark about what you observed in
8 Cathy Magone's interaction with other employees?

9 A. I can't think of specifics. I know we
10 discussed Cathy Magone's leadership style.

11 Q. Did you ever express any concerns about
12 Cathy Magone's leadership style to Ms. Newmark?

13 A. I'm sure we discussed the fact that it
14 was less than optimal at times.

15 Q. Did you express those concerns, not
16 "we." Did you ever express concerns about Ms.
17 Magone's leadership style?

18 A. I think I may have, yes. I probably
19 did in the context of our discussion, yes.

20 Q. And what were those concerns,
21 specifically?

22 A. I don't remember specific concerns,
23 other than there were strategies and things that
24 Nicole and Carole could do to improve their position
25 within the case management department, given Cathy's

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2 lack of understanding of social work role, and how
3 they could advocate for themselves in more of a
4 formal way. And I remember having that discussion
5 with Carole in the Chinese Restaurant. One day we
6 had lunch together and talked about that. So I know
7 we did -- we talked about the leadership challenges.
8 And I did speak specifically to Annette and
9 encouraged her to do certain things to maybe pave
10 the way for the social workers, which would then
11 pave the better way for their involvement in the
12 palliative care service.

13 Q. Did you ever express any concerns to
14 Ms. Newmark, based on any observations that you had,
15 with Ms. Magone's interaction with other employees?

16 A. Not that I can -- I think you're asking
17 me for specific circumstance.

18 Q. I'm asking, did you ever express any
19 concern, based on your personal observations, of Ms.
20 Magone's interaction with other employees?

21 A. I don't think I ever experienced Ms.
22 Magone personally with other employees. I think I
23 could comment on things that were described to me
24 and my own experience with Ms. Magone, but I don't
25 think I've ever seen her interact with other

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employees.

Q. What was your own experience with Ms. Magone?

A. Mine were positive. I personally didn't have challenges with her leadership. She wasn't my supervisor. I didn't report to her in that way. It wasn't that kind of a relationship.

Q. Apart from Ms. Newmark, did anyone ever express their concerns about Ms. Magone to you?

A. I think Nicole did.

Q. She did. And what, in words or substance, did Nicole say to you about Ms. Magone?

A. I think generically her lack of understanding about the social work role and utilization of such within the case management department.

Q. Okay. And those were similar concerns that Ms. Newmark expressed?

A. Uh-huh.

Q. Is that a yes?

A. Yes, sorry.

Q. That's okay. It's okay, everyone does it.

A. I'm a nodder.

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1
2 understanding my bad attitude last week." close
3 quotes. Do you see that?

4 A. Yes, I do.

5 Q. Do you recall what that was in
6 reference to?

7 A. No, I don't.

8 Q. Okay. Do you know whether you ever
9 documented Ms. Serra's bad attitude?

10 A. It wasn't my position to do so.

11 Q. Do you know what the circumstances were
12 for the bad attitude?

13 A. No.

14 Q. Do you know whether you were present
15 when she exhibited bad attitude?

16 A. From reading the e-mail, I must've
17 been. But I don't recall it.

18 Q. Okay. I'm going to direct your
19 attention further up. It appears to be an e-mail
20 from you to Ms. Serra. Do you see that?

21 A. Yes.

22 Q. It reads, quote, "You have good energy
23 and enthusiasm in your work here -- dash -- don't
24 let one slip-up cloud the picture of your real
25 spirit." Do you see that?

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2 A. Yes, I do.

3 Q. What were you referring to?

4 A. I don't remember exactly. It was
5 obviously something related to the bad attitude
6 reference that she made below.

7 Q. Okay. Did there come a time that Ms.
8 Newmark communicated to you the decision that had
9 been made concerning Ms. Serra's appointment?

10 A. I don't ever recall ever discussing it
11 directly with Carole actually.

12 Q. Okay. Did she ever advise you, in
13 words or substance, that she had no hard feelings
14 about the issue of Ms. Serra's appointment to you?

15 A. I don't remember a direct conversation.
16 But I do not remember any hard feelings after the
17 naming of Nicole.

18 -- Q. Do you call your relationship with her;
19 was it cordial before the naming of Nicole Serra to
20 the palliative --

21 A. Cordial throughout her employment, yes.

22 Q. And even after?

23 A. Yes.

24 Q. Okay. Directing your attention to the
25 very first e-mail of that, of Exhibit 26?

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2 A. Here?

3 Q. No, top page, first page?

4 MR. KEIL: July 28th, 1:38

5 p.m.?

6 MS. NICAJ: That's correct.

7 Q. Do you know what this e-mail refers to?
8 In -- part of the e-mail reads, quote, "It is often
9 hard to work in this environment when you don't know
10 who you can trust." Close quote.

11 A. Can you ask your question again?

12 Q. Do you know what this was referring to?
13 This is an e-mail Nicole Serra sent to you, quote,
14 "It is often hard to work in this environment when
15 you don't know who you can trust." Close quotes.

16 A. I think she was referring to within the
17 case management department.

18 Q. What about within the case management
19 department?

20 A. I think the interactions and exchanges
21 that occur amongst the nurse case managers and
22 social workers and department in general.

23 Q. Did you consider this a negative
24 attitude on her part?

25 A. No. I found it to be very positive,

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2 amidst the distress that she expressed.

3 Q. What distress are you referring to?

4 A. "It's often hard to work in this
5 environment when you don't know who you can trust."
6 I mean, that's a distressing statement to say.

7 Q. And it's positive, in your view?

8 A. But I think she was positive in that,
9 you know, "I'm glad you're part of the team, let me
10 know what I can do for you on the cases." You know,
11 I consider that supportive and also personal and
12 professionally. I mean, she was always very
13 positive in her turn-around of a situation, trying
14 to improve -- Yes, there are challenges, but let's
15 keep moving forward, how can we continue to work
16 together and do different things.

17 Q. You weren't part of the case management
18 team; were you?

19 A. No.

20 Q. So when you understood she was
21 expressing her concern about the case management
22 team --

23 A. Uh-huh.

24 Q. -- and you later used the supportive --
25 she was talking about you in supportive terms; isn't

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that right?

A. Yes.

Q. She wasn't referring to the case management team in supportive terms; was she?

A. No. I think she was referring to my presence --

Q. Okay.

A. -- in the hospital and interfacing with her.

Q. Okay. On how many occasions did Nicole Serra express her concern to you about the case management team?

A. I can't quantify that. I would say on several occasions.

Q. Okay. And on how many occasions did Ms. Newmark express her concern to you about the case management team?

A. On many occasions, several occasions.

Q. Many or several?

A. Several.

Q. Okay. Do you recall each instance in which Ms. Serra expressed her concern about the case management team?

A. Not each instance.

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2 Q. And what about Ms. Newmark?

3 A. Not each instance.

4 Q. Okay. Did Ms. Newmark, as a social
5 worker, ever interact with you in connection with
6 your responsibilities at the palliative care
7 service? In other words, did she ever have any
8 interaction with patients that -- that you would
9 have been responsible for?

10 A. Very infrequently. I recall one
11 patient that we crossed over on.

12 Q. Do you recall what the circumstances
13 were?

14 A. It was a situation, I think, in which
15 the patient or family were considering hospice or
16 placement in a hospice-like facility for the
17 individual. It was late in the afternoon, early
18 end-of-day time, Carole had already met with the
19 family, identified their interest in that piece, and
20 passed over the case to me, which I accepted.

21 Q. Were you satisfied with her work on
22 that particular project?

23 A. I think I would have been more
24 satisfied had she shown participation in the
25 palliative care piece within the discussion with the

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2 family and done a joint family meeting; that's what
3 I had expected, but that didn't occur.

4 Q. Did she tell you why?

5 A. No, she did not.

6 Q. Did you ask her to participate in the
7 joint meeting with the family?

8 A. No, I did not specifically ask, though
9 it was a natural evolution from which occurs --
10 well, had occurred in past. So I sort of expected
11 when she said, I have this family, they would like
12 to talk about hospice, and end of life issues, and
13 she expressed her interest in palliative care, it
14 would've been a natural fit to have a sit-down
15 together with the family since she had started the
16 conversation with them. And then I was coming in
17 formally for the palliative care service, for us to
18 sit down and do that together, it would be a good
19 chance for us to work together and see our fit.

20 Q. Did you invite her to do so?

21 A. I don't recall inviting her to do so,
22 no. I clearly read that she was handing the case
23 over to me and she was leaving.

24 Q. Do you know whether that -- that
25 patient was the only patient that she had that day?

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not privy to what the time frames were.

Q. Do you know whether it was completed on or after Ms. Newmark left?

A. I don't know if it ever has been completed. I'm not privy to that information.

Q. Apart from your interactions with Ms. Newmark on that one occasion with the patient --

A. Uh-huh, yes.

Q. -- did you have any other interactions with her in her capacity as a social worker in the palliative care service?

A. Could you rephrase the question?

Q. Sure. You indicated that you just recall one interaction with Ms. Newmark relating to the patient --

A. Uh-huh.

Q. -- and palliative care; is that correct?

A. Yes.

Q. Do you recall any other instances in which you interacted with Ms. Newmark on a patient involving palliative care?

A. No, I do not.

Q. Okay. I think I'm winding down. I